

Docket No.: 20050/0200476-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Satoshi Mizutani et al.

Application No.: 10/705,404

Confirmation No.: 4407

Filed: November 10, 2003

Art Unit: 3761

For: INTERLABIAL PAD AND PACKAGE
THEREOF

Examiner: K. M. Reichle

RESPONSE TO OFFICE COMMUNICATION

U.S. Patent and Trademark Office
Mail Stop: **Duplicates**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In an Office communication dated June 12, 2006 (copy enclosed), the Examiner found a Response to Office Action of March 28, 2006 to be non-responsive as missing certain portions in the office file, Applicants respectfully resubmit the following documents:

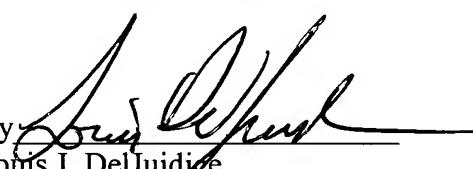
1. Response to Notice of Non-Compliant Amendment;
2. Replacement Drawings;
3. Amendment Transmittal;
4. Marked-Up Copy of Specification; and
5. Clean Copy of Specification

The copy submitted with this reply is a complete and accurate copy of the response filed on March 28, 2006.

It is believed that no additional fees are required for this submission. However, should the U.S. Patent and Trademark Office determine that the payment of any additional fee is required or that any refund is owed for this application, the Commissioner is hereby authorized and requested to charge the required fee(s) and/or credit the refund(s) due to our Deposit Account No. 04-0100.

Dated: June 26, 2006

Respectfully submitted,

By 
Louis J. DelJuidice

Registration No.: 47,522
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Attorneys/Agents For Applicant



6-28-06

I fw

Application No. (if known): 10/705,404

Attorney Docket No.: 20050/0200476-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. in an envelope addressed to:

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on June 26, 2006
Date

William Garein
Signature
11/18/08

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Copy of USPTO Communication (4 pages)

Amendment Transmittal (1 page)

**Response to Notice of Non-Compliant Amendment dated March 28, 2006
(14 pages)**

Replacement Figures 1, 2, 3, 4, 8, 9, 10, 11, 12 and 13 (4 Sheets)

Replacement Figures 1, 2, 3, 4, 5, 6,
Marked-1 In Specification (33 pages):

**Marked-Up Specification (35 pages),
Clean Copy of Specification (29 pages)**

**Clean Copy of Specification
Transmittal Form (1 page)**

Hanshill Form
Return Postcard



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/705,404-Conf. #4407
		Filing Date	November 10, 2003
		First Named Inventor	Satoshi Mizutani
		Art Unit	3761
		Examiner Name	K. M. Reichle
Total Number of Pages in This Submission		Attorney Docket Number	20050/0200476-US0

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Copy of USPTO Communication dated 6/12/06 (4 pages); Amendment Transmittal (1 page); Response to Notice of Non-Compliant Amendment dated March 28, 2006 (14 pages); Replacement Figures 1, 2, 3, 4, 8, 9, 10, 11, 12, and 13 (4 Sheets); Marked-Up Copy of Specification (33 pages); Clean Copy of Specification (29 pages); Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DARBY & DARBY P.C.		
Signature			
Printed name	Louis J. DelJudece		
Date	June 26, 2006	Reg. No.	47,522



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H4

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H. Yasuda

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/705,404	11/10/2003	Satoshi Mizutani	20050/0200476-US0	4407

7278 7590 06/12/2006

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NEW YORK, NY 10150-5257

EXAMINER	
REICHLE, KARIN M	
ART UNIT	PAPER NUMBER

3761

DATE MAILED: 06/12/2006

12/12/06

Due: July 12, 2006
Docketed on 6/16/06, L 1510
Docketed without file
Attorney _____



Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/705,404

EXAMINER

ART UNIT PAPER

20060607

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

see attached communication

K. M. Reichle
Karin M. Reichle
Primary Examiner
Art Unit: 3761



Response to Amendment

1. The reply filed on 4-17-06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Although the certificate of mailing which accompanied the amendment transmittal letter and page 1 of the 3-28-06 response indicates the existence of pages 7-14, a review of the imaged 3-28-06 response does not include such. The Examiner does not know whether such was received by the Office or not. However, regardless, since pages 7-14, including any signature, see paragraph 2, any arguments and/or any statements that no new matter is present with regard to the substitute specification are not now present, such response is considered not fully responsive. A complete and compliant copy of the response should be submitted or resubmitted. It is further noted that the amendment to the abstract does not request the cancellation of the last paragraph thereof nor shows such stricken out. The amendment just shows the same text added to the first paragraph. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

2. The proposed reply filed on 4-17-06 has not been entered because it is unsigned.

Since the above mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME LIMIT MAY BE GRANTED UNDER 37 CFR 1.136(a).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karin M. Reichle whose telephone number is (571) 272-4936. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tanya Zalukaeva can be reached on (571) 272-1115. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

K. M. Reichle
Karin M. Reichle
Primary Examiner
Art Unit 3761

KMR
June 7, 2006



AMENDMENT TRANSMITTAL LETTER

Docket No.
20050/0200476-US0

Application No. 10/705,404-Conf. #4407	Filing Date November 10, 2003	Examiner K. M. Reichle	Art Unit 3761
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Applicant(s): Satoshi Mizutani et al.

Invention: INTERLABIAL PAD AND PACKAGE THEREOF

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	17	- 20 =		x	
Independent Claims	1	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Extension for response within first month					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

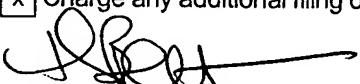
A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 04-0100 as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.



Thomas J. Bean

Attorney Reg. No.: 44,528

Dated: March 28, 2006

DARBY & DARBY P.C.

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